

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:

NATIONAL MEDICAL IMAGING, LLC and  
NATIONAL MEDICAL IMAGING HOLDING  
COMPANY, LLC,

Case No.: 08-17351-elf  
Case No.: 08-17348-elf  
(Jointly Administered)

Alleged Debtors.

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NATIONAL MEDICAL IMAGING, LLC and  
NATIONAL MEDICAL IMAGING HOLDING  
COMPANY, LLC,

Adv. Case No.: 14-00250-elf  
Adv. Case No.: 14-00251-elf  
(Consolidated for Pre-Trial and Trial)

Plaintiffs,

vs.

U.S. BANK N.A., *et al.*,

Defendants.

\_\_\_\_\_/

**U.S. BANK DEFENDANTS' OBJECTIONS TO PROPOSED PRESENTATION OF  
TESTIMONY AS DESCRIBED BY PLAINTIFFS**

The U.S. Bank Defendants, by undersigned counsel, object to the proposed presentation of testimony as described by Plaintiffs (in Plaintiffs' Amended List dated November 4, 2022) on the following grounds:

1. As to deposition transcripts, the U.S. Bank Defendants preserve their objections to specific questions as stated during the depositions.
2. The U.S. Bank Defendants object to Plaintiffs' use of both live testimony and prior deposition/trial testimony of the same witness as evidence in chief. Plaintiff may use prior recorded testimony, if appropriate and relevant, for purposes of impeachment or if the witness is unavailable.

3. The U.S. Bank Defendants preserve their objections as to the relevance of prior recorded testimony.

4. The U.S. Bank Defendants assert that the “rule of completeness” should apply and reserve the right to introduce such additional prior testimony that is necessary to provide the complete testimony on the subjects at issue.

5. The U.S. Bank Defendants request a more specific designation of the testimony Plaintiffs seek to introduce by using deposition or trial transcripts, with an indication of the pages in those transcripts that Plaintiffs seek to introduce.

*Respectfully submitted,*

/s/ Peter H. Levitt

Peter H. Levitt, Esq.

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*Attorneys for U.S. Bank Defendants*

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that the foregoing was served by electronic mail this 7th day of November 2022 upon Aris J. Karalis, Esq. Karalis PC, 1900 Spruce Street, Philadelphia, PA 19103 (akaralis@karalislaw.com); Steven M. Coren, Esq. and Janice D. Felix, Esq., Kaufman, Coren & Ress, P.C., 2001 Market Street, Suite 3900 Philadelphia, PA 19103 (scoren@kcr-law.com & jfelix@kcr-law.com); and Amy E. Vulpio, Esq., White and Williams LLP, 1650 Market Street, 18th Floor, Philadelphia, PA 19103 ([vulpioa@whiteandwilliams.com](mailto:vulpioa@whiteandwilliams.com)).

By: /s/ Peter H. Levitt  
Peter H. Levitt

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